

BROKEN ARROW CITY COUNCIL
AGENDA
CITY HALL COUNCIL CHAMBERS
200 SOUTH FIRST STREET
BROKEN ARROW, OKLAHOMA
APRIL 5, 2004
7:00 P.M.

1. **Call to Order**
2. **Invocation** by Pastor Bob Green
3. **Roll Call**
4. **Pledge of Allegiance to the Flag**
5. **Approval of minutes**
 - A. Approval of the regular meeting minutes of March 15, 2004
 - B. Approval of the special meeting minutes of March 18, 2004
 - C. Approval of the special meeting minutes of March 23, 2004
 - D. Approval of the special meeting minutes of March 25, 2004
 - E. Approval of the special meeting minutes of March 30, 2004
6. **Public Hearings, Appeals, Presentations, Recognitions, and Awards**
 - A. Consideration of the report of the Broken Arrow Youth City Council
 - B. Consideration of and authorization for the Mayor to present award certificates to the members of the Youth City Council
 - C. Consideration of the complaint by Harley Keel about Park Grove Cemetery drainage
 - D. Public hearing to abate general public nuisances
7. **Citizen's Opportunity to Address the Council (approximately 7:30 p.m.)**
8. **Consideration of Consent Agenda**
 - A. Approval of payroll for April 9, 2004
 - B. Approval of the special events request from All Nations Fellowship to utilize a public address system for their "Easter Egg Hunt in Jackson Park", on Sunday, April 11, 2004 from 10:00 a.m. to 11:00 a.m.
 - C. Approval of the special events request for a public address system from the Lions Club for a 5km run and fun walk on May 8, 2004 from 6:30 a.m. to 9:00 a.m.
 - D. Approval of bids received and award of the most advantageous bid for the Indian Springs Sports Complex restroom and concession building

- E. Approval to replace the HVAC System in Fire Station #1, install new above ground duct work and a new drop ceiling at a cost not to exceed \$35,000.00
 - F. Approval of the Water System Risk Assessment
 - G. Approval of and authorization for the Mayor to execute Engineering contract ST0114 for North Elm Place from Albany to Omaha
 - H. Approval of and authorization for the Mayor to execute the annual FX software and maintenance agreement for the 800 Mhz Radio System with M/A-Com Incorporated
 - I. Approval of and authorization for the Mayor to execute Amendment One to Contract for Technical and Professional Services for CDBG
 - J. Approval of DEQ permits for the construction of water lines, sanitary sewer lines, and all appurtenances to serve Highlands II at Forest Ridge Addition
 - K. Approval of BAZ 1626, DN04-113, 1.0 acre, R-2 to O-3, one-half mile south of New Orleans/101st Street on the west side of Aspen /145th E. Ave.
 - L. Approval of PUD 143, DN04-112, Bricktown West, 5.35 acres, C-2/PUD 143, east of the northeast corner of Kenosha/71st Street and Olive/129th E. Ave.
 - M. Approval of Claims List
9. **Consideration of Items Removed from Consent Agenda**
10. **General Council Business**
- A. Consideration and possible approval of Resolution 374, urging Tulsa County Commissioners to refuse annexation of territory to rural water districts and the territories within City limits that are proposed to be annexed within the next two years
11. **Remarks and Inquiries by Governing Body Members**
12. **Preview Ordinances**
- A. An ordinance amending the Broken Arrow Code Chapter 16 Section 16-3.1, allowing warrantless arrests where domestic abuse has occurred in the presence of a child, repealing all ordinances to the contrary, and declaring an emergency.
 - B. An ordinance correcting the assigned zoning districts on certain contiguous tracts of land in Section 31, Township 19 North, Range 15 East of the Indian Base and Meridian, Wagoner County, Oklahoma, granting a zoning classification of AC-5, AI-1, and AI-2, adopting a service plan, and declaring an emergency. This corrects descriptive errors on Ordinance 2393, without changing actual uses.
 - C. An ordinance amending the Broken Arrow Code Chapter 21 by creating § 21-22, making it unlawful to cut, alter, mutilate or change in any manner, for any purpose, any curb or sidewalk for purposes of installing a French drain, overflow, or comparable device, without a permit; and amending § 21-23 to establish a fee for the permit; amending §§ 21-24 and 21-25 to authorize delegation of authority; amending §§ 21-26 and 21-27

changing the standards for sawing and backfilling trenches across or along any public street; repealing all ordinances to the contrary; and declaring an emergency.

- D. An ordinance amending the Broken Arrow Code Chapter 2 Sections 2-24, 2-25, and 2-88, transferring certain powers to purchase supplies, materials, equipment and contractual services to the Director of Public Works, for a period not to exceed June 30, 2006, and to exempt such purchases from competitive bidding, repealing all ordinances to the contrary, and declaring an emergency.

13. **Ordinances**

- A. ORDINANCE NO. 2622 An ordinance amending the Broken Arrow Code, Section 7-221 through 7-228 and Section 7-231 by amending the definitions by adding the term "City Manager's designee," by deleting the definition for Finance Department, by amending each Section to coincide with the changes made in the Definitions Section, by amending the Section for ambulance transfer service requirements by adding the requirement that the applicant for licensing for ambulance personnel provide a copy of their certification provided by the Oklahoma State Department of Health and Medical Services to the ambulance personnel requirements, repealing all ordinances to the contrary and declaring an emergency.

14. **Executive Session:** Executive Session for the purpose of confidential communications between the City Council and its attorney for the purpose of confidential communications between the City Council and its attorney concerning litigation and possible settlement of Intrepid et al v BA (including other related potential claims against the city), and potential litigation concerning Jackson Park, and possible intervention in the litigation of Roberts et al v. PSO, all under 25 O.S. § 307B4, and for the purpose of confidential communications between the City Council and its attorney discussing the employment, hiring, appointment of and execution of a contract for a City Manager under 25 O.S. ¶ 307B1. In the opinion of the City Attorney, the Council is advised that disclosure will seriously impair the ability of the public body to conduct the proceeding in the public interest; ultimately, the Council must make this determination. After the conclusion of the confidential portion of meeting, the Council will reconvene in open meeting, and the final decision, if any, will be put to a vote.

15. **Adjournment**

NOTICE:

1. All cell phones and pagers must be turned OFF or operated SILENTLY during Council meetings.
2. Exhibits, petitions, pictures, etc., presented to the City Council shall be received and deposited in case files to be kept at the Broken Arrow City Hall.
3. If you are a person with a disability and need some accommodation in order to participate in this meeting, please contact Linda Fagundes, at 259-8419, to make arrangements.

POSTED this ____ day of _____, 2004, at _____ p.m.

BROKEN ARROW MUNICIPAL AUTHORITY
AGENDA
CITY HALL COUNCIL CHAMBERS
200 SOUTH FIRST STREET

BROKEN ARROW, OKLAHOMA
APRIL 5, 2004

TIME: Immediately following the City Council Meeting, which begins at 7:00 p.m.

1. Call to Order
2. Roll Call
3. Approval of regular meeting minutes of March 15, 2004
4. Approval of payroll for April 9, 2004
5. Approval of Claims
6. Adjournment

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